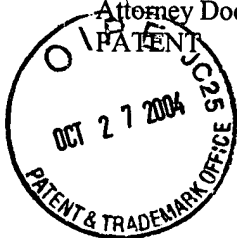


ITW

Attorney Docket No.: 20341/73310

OCT 27 2004



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Gregory C. Moser et al. Conf. No.: 4530
Serial No.: 10/813,297 Group: 3634 BARNES & THORNBURG CUSTOMER NO:
Filed: March 29, 2004 Examiner: ----- **23646**
For: FOLDABLE SCAFFOLD U.S. PATENT AND TRADEMARK OFFICE

PETITION FOR CORRECTED FILING RECEIPT

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Attention: Office of Petitions

Sir:

This petition is in response to the RESPONSE TO REQUEST FOR CORRECTED FILING RECEIPT mailed September 1, 2004, which states, in part, "a petition to accord a filing date should be submitted along with a copy of the Express Mail label showing the 'date in' and be directed to the Office of Petitions."

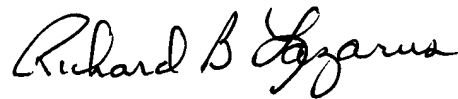
The present application was filed via "Express Mail" on March 30, 2004 as evidenced by the attached Certificate of Mailing by "Express Mail" marked Exhibit A. The "Express Mail" receipt (copy attached as Exhibit B) shows a "date in" of "3 29 4". The "3 29 4" date is incorrect as evidenced by the US Postal Service (USPS) Track and Confirm report (copy attached as Exhibit C) which shows the first date tracked as "March 30, 2004" in Indianapolis, Indiana, the point of mailing. Notwithstanding, the U.S. Patent and Trademark Office mailed a filing receipt (attached as Exhibit D) indicating a filing date of March 29, 2004.

Applicants' reiterate the statements made in the two prior requests for correction and, in view of the above remarks and Exhibits, submit that the present record demonstrates the proper filing date is March 30, 2004, not March 29, 2004. Applicants request a corrected filing receipt showing the filing date as March 30, 2004.

It is respectfully urged that no petition fee is due as no error is attributable to applicants. However, if necessary, a petition fee is authorized to be charged, or any overpayment in fees credited, to the Account of Barnes & Thornburg, Deposit Account No. 10-0435 (20341/73310).

Respectfully submitted,

BARNES & THORNBURG

A handwritten signature in black ink, appearing to read "Richard B. Lazarus". The signature is fluid and cursive, with the first name "Richard" and last name "Lazarus" clearly distinguishable.

Richard B. Lazarus
Registration No. 48,215
(202) 371-6348

CERTIFICATE OF MAILING BY "EXPRESS MAIL" (37 CFR 1.10)

Applicant(s): Gregory C. Moser et al.

Docket No.

20341-73310

Serial No.
UnknownFiling Date
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UnknownGroup Art Unit
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Invention: FOLDABLE SCAFFOLD



I hereby certify that the following correspondence:

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is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

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- ACCEPTANCE, March 30, 2004, 6:28 pm, INDIANAPOLIS, IN 46251
- ENROUTE, March 30, 2004, 5:55 pm, INDIANAPOLIS, IN 46251

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EXHIBIT D

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JUN 21 2004

BARNES & THORNBURG LLP

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| APPL NO. | FILING OR 371 (c) DATE | ART UNIT | FIL FEE REC'D | ATTY. DOCKET NO | DRAWINGS | TOT CLMS | IND CLMS |
|------------|---------------------------|----------|---------------|-----------------|----------|----------|----------|
| 10/813,297 | 03/29/2004 | 3634 | 1338 | 20341-73310 | 13 | 42 | 5 |

CONFIRMATION NO. 4530

23643
BARNES & THORNBURG
11 SOUTH MERIDIAN
INDIANAPOLIS, IN 46204

FILING RECEIPT



OC000000012955130

Date Mailed: 06/16/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Gregory C. Moser, Columbus, IN;
Paul F. Meyers, Fishers, IN;

Domestic Priority data as claimed by applicant

This appln claims benefit of 60/493,671 08/08/2003

Foreign Applications

If Required, Foreign Filing License Granted: 06/15/2004

Projected Publication Date: 02/10/2005

Non-Publication Request: No

Early Publication Request: No

Title

Foldable scaffold

Preliminary Class